

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ROBERT GORDON,

Plaintiff,

v.

KARTRI SALES CO., INC.,

Defendant.

NO. 3:17-CV-00320

(JUDGE CAPUTO)

(MAGISTRATE JUDGE MEHALCHICK)

ORDER

NOW, this 16th day of December, 2018, upon review of the Report and Recommendation (Doc. 50) of Magistrate Judge Karoline Mehalchick for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 50) is **ADOPTED**.
- (2) Defendant's Motion to Dismiss and Strike Portions of Plaintiff's Amended Complaint (Doc. 44) is **DENIED as moot in part and DENIED in part**.
- (3) The Motion to Dismiss Count II is **DENIED as moot**.
- (4) The Motion to Strike Portions of the Amended Complaint is **DENIED**.
- (5) The matter is **RECOMMITTED** to Magistrate Judge Mehalchick for further proceedings.



A. Richard Caputo
United States District Judge